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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
AT PORTLAND

TYSON KOSKI, KEVIN RICKEY and JOHN SCHLICHENMAYER, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

PRINCE TELECOM, LLC, a Delaware limited liability company, f/k/a PRINCE TELECOM, INC.,

Defendant.

NO. CV 10-1307 MO

**[PROPOSED] ORDER ENJOINING
DUPLICATIVE LAWSUITS**

CLASS ACTION ALLEGATION

All class members who do not exclude themselves from the settlement reached in this case (hereinafter “Settlement Class Members”), along with their agents and representatives, are hereby enjoined pursuant to 28 U.S.C. § 1651(a) from initiating or proceeding with any and all suits, actions, causes of action, claims, or demands in any federal or state court which arise from or are reasonably connected with the factual allegations and claims asserted in this Action, including any and all claims for alleged wage and hour violations under Oregon or federal law for work performed in the State of Oregon from July 1, 2004 through the date of preliminary approval of the settlement of this Action.

**[PROPOSED] ORDER ENJOINING DUPLICATIVE
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In addition, the Court recognizes that a nationwide opt-in class action that asserts claims regarding payment of wages under the Fair Labor Standards Act on behalf of Prince employees, *Stewart v. Prince Telecom, Inc. et al.*, 10 CV 4881, is currently pending in the United States District Court Southern District of New York. The Court recognizes that allowing Settlement Class Members to opt in to the *Stewart* class action would threaten or frustrate the Court's efforts to administer and oversee the settlement of the above-captioned action. The Court therefore enjoins all Settlement Class Members in the above-captioned action from opting-in to the *Stewart* class action, as is necessary in aid of this Court's jurisdiction. *See Carlough v. Amchem Products, Inc.*, 10 F.3d 189, 203 (3rd Cir. 1993) ("impending and finalized settlements in federal actions [] justify[] 'necessary in aid of jurisdiction' injunctions of duplicative state actions.").

This injunction shall remain in effect through the dismissal of this action.

DONE IN OPEN COURT this ____ day of _____, 2010.

HONORABLE MICHAEL MOSMAN
U.S. DISTRICT COURT JUDGE

Presented by:

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[PROPOSED] ORDER ENJOINING DUPLICATIVE
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[PROPOSED] ORDER ENJOINING DUPLICATIVE

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CERTIFICATE OF SERVICE

I, Michael J. Estok, hereby certify that on October 21, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED this 21st day of October, 2010.

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[PROPOSED] ORDER ENJOINING DUPLICATIVE
LAWSUITS - 5
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